

U.S. Ct. App. Re. Case No. 05-1048, 05-1049,
05-1050, Appellant, Head (V) As Related of Court Records
Attention, U.S. D. Ct. Judge, Tauro, of Boston
Massachusetts And Each Government Attorney.

CONSPIRACY

False Imprisonment Or Kidnaping Etc..

Violation of The Right To Appeal

Counsel must discuss the right to appeal with his client and must file a timely notice of appeal on his clients behalf. Failure to file a notice of appeal on behalf of his client, absent the clients explicit instruction not to do so, violates ethical obligations and obligations imposed on counsel appointed to cases pursuant to the criminal justice Act. If counsel is unable to represent the client in the court of appeals, after filing the notice of appeal, counsel may request leave to withdraw and assignment of a new attorney.

Failure of counsel to take simple steps of filing notice of appeal per his clients request that he do so, constituted ineffective assistance of counsel and a deprivation of the right to appeal and other rights violated thereby also. *Glouster v United States*, S. D. Iowa 1970, 318 F. Supp 175, *United States v Smith*, C.A. 6 (Mich. 1967) 387, F.2d. 268. And *Strickland v Washington* 1984.

Failure by an attorney to perfect an appeal where the client has indicated a desire to appeal, *Sincox v United States*, 571 F. 2d. 876, 879-80, 5th Cir 1978. *Strickland v Washington* 1984.

(2)

Appellant, Head, told his court appointed attorney, Mr. William A. Brown, prior to the 18 U.S.C. 4245(d) hearing. Nov. 17, 2003 U.S.D. Ct. Boston, Ma., that if he was committed, he wanted to appeal same and wanted Mr. Brown to file notice of appeal and appeal same on the behalf of Head, his client by court appointment not by Head's choice of counsel to represent him. Head is an indigent person. Mr. Brown told Head that he would file notice of appeal and appeal the commitment, if, Head was committed. Mr. Brown did not do what he said he would do, as aforesaid. Nor did he file a petition 28 U.S.C. 2241 for Head, nor a motion 18 U.S.C. 4245(e), 4247(h)

That at the aforesaid hearing, Mr. Brown presented no evidence nor witnesses on Head's behalf and did not allow Head to testify in his own behalf, nor allowed Head to talk to Mr. Brown during nor after the hearing. See, 18 U.S.C. 4245 and 4247 as to the aforesaid.

Head tried to get Mr. Brown removed and replaced and the judge would not do it nor allowed a Hybrid Defense. Head tried to get Mr. Brown to withdraw from his case, several times and Mr. Brown did not do so, why etc. to aforesaid. Signed, Joseph Marion Head junior (4-21-05)

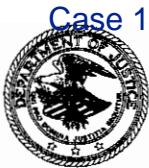
Signed, Joseph Marion Head Junior, Appellant
4 - 21 - 05

U.S. Ct. App., 1st. Cir, Re: Appellant - Joseph Marion Head Junior - Case Nos. 05-1048, 05-1049 and 05-1050; Appellees failure to move for a copy of all records etc relating to the aforesaid cases because appellant failed to or could not serve appellees with a copy of the records etc, entitles relief to be ordered in the appellants favor; Fed. R. 57 Civ Proc. 28 U.S.C. 2201, 2202, Etc. Laws Etc..

Appellees did not make motion etc to find out why appellant did not serve them with a copy or if he did and same was lost in mail or not mailed by Government Staff.

Appellees Looked Only For Away To Escape Justice In Appellants Favor Which Was Entitled Etc. And did not pursue and aforesaid judicial protection for Appellant as to the matters presented and complained of by Appellant, Thereby further violating Appellants rights etc and laws, constitution and Human Rights. Same did the Court by not appointing appellant a team of attorneys to represent him.

Additional Relief Demanded By Head, Each And All Valleys in and of American Jurisdiction Be Ordered Personal And Direct Property of Appellant Forever.



U.S. Department of Justice

Civil Rights Division

168-36-0/230814

*Special Litigation Section - PHB
950 Pennsylvania Avenue, NW
Washington, DC 20530*

April 12, 2005

Joseph Head, Jr.
#17549-056/ N-5 Cell 527
Federal Medical Center-Devens
P.O. Box 879
Ayer, MA 01432

Dear Mr. Head, Jr.:

Thank you for your correspondence. Under the Civil Rights of Institutionalized Persons Act, 42 U.S.C. § 1997, the Special Litigation Section of the United States Department of Justice has authority to investigate complaints concerning conditions in state or locally-operated institutions. These institutions include, but are not limited to prisons, jails, mental retardation/developmental disability facilities, juvenile facilities, mental health, and publicly-operated nursing homes. When a systemic "pattern or practice" of the deprivation of constitutional or statutory rights is determined to exist, we have the authority to initiate civil action in the name of the United States against state or local officials to remedy such conditions.

The Section's authority does not extend to investigating the personal grievances of a single individual. Moreover, the Section is not authorized to represent individual citizens in legal matters or to give them legal advice. Therefore, we are unable to provide you with legal opinions or assistance with personal lawsuits or legal matters. However, if you wish to pursue this matter further, you might consider contacting a private attorney or a legal services lawyer. This individual may assist you in determining what, if any, remedies may be available to you.

We will consider your letter carefully along with other information we may receive to determine whether a pattern or practice investigation is warranted. If you have additional details that you believe may be relevant to our review, we would appreciate it if you would forward that information to us.

We hope this information is useful. For additional information, you may want to review our website:

<http://www.usdoj.gov/crt/split/index.html>

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Lee", is positioned above the printed name.

Brian Lee

Special Litigation Section
Civil Rights Division

Junior
56

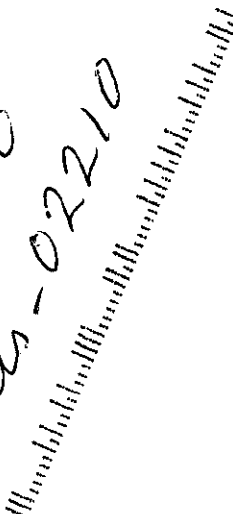
22

Marionnia, this and that, places
and things, World Wide, As in
Marion and Ann, together in one
this name World Wide, each nation

A. Sterans Federal

(R. A. Sterans) Federal Judge.
 1 States Federal Judge - Clauro
 1 other Federal Judge in Ma.
 more way Suite 22
 Massachusetts
 022107

00101720



U.S. D. Ct. Judge, Tawro, in Boston Massachusetts.
 Re: U.S. A. (VS) Head-17549-056 Respondent
 Counsel must discuss the right to appeal with his client and must file a timely notice of appeal on behalf of the client. Failure to file a notice of appeal on behalf of the client, absent the clients explicit instruction not to do so, violates ethical obligations and obligations imposed on counsel appointed to the cases pursuant to the Criminal Justice Act. If counsel is unable to represent the client in the Court of Appeals, after filing the notice of appeal, counsel may request leave to withdraw and assignment of a new attorney.

Failure of counsel to take simple steps of filing a notice of appeal per his clients request that he do so, constituted ineffective assistance of counsel and a deprivation of the right to appeal and other rights also thereby. *Flouner v United States*, S.D. Iowa 1970, 318 F. Supp. 175, *United States v. Smith*, C.A. 6 (Mich 1967) 387 F. 2d. 268. *Strickland v Washington* 1984.

Failure by an attorney to perfect an appeal where the client has indicated a desire to appeal. *Sincox v United States*, 571 F. 2d, 876, 879-80 (5th Cir. 1978) *Strickland v Washington* 1984.

Head prior to the Hearing Nov. 17, 2003 in The Federal District Court in Boston Massachusetts, told his court appointed attorney Mr. Brown, that if the court committed him, he want

ed to appeal same and wanted Mr. Brown to file notice of appeal for him and represent the appeal. Mr. Brown told Head that he would file the notice of appeal and represent the appeal if Head was committed. Head also had made several request and demands for Mr. Brown to withdrawal as court appointed counsel to Head's case, and Mr. Brown would not and did not do so. Head in open court moved the court to remove Mr. Brown from his court appointment to Head's case and the judge would not do so. Why? Not would the judge order a *Hibrid* defense, of Head's case.

That at the Hearing, Mr. Brown presented no evidence nor witnesses on behalf of Head and did not allow Head to testify in his own behalf. Nor would Mr. Brown allow Head to talk to him during nor after the hearing. Why?

Which staff of F.M.C. Devens was and was not in court at the Hearings and why?

Mr. Brown did not file a petition 28 U.S.C. 2241 on behalf of Head. Why Not? Nor did Mr. Brown file a motion 18 U.S.C. 4245 (e), 4247 (h) on behalf of Head. Why Not? Nor did Mr. Brown give Head the records etc so he could proceed pro se, etc.

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Relief Demanded Pro Se By Head.

- 1- Court Appoint Head Counsel To fully and effectively represent Head.
- 2- Disbar Mr. Brown as an attorney.
- 3- U.S. A. seek criminal charges against all parties involved in the commitment of Head.
- 4- Order Head's lawful court release from custody, etc..
- 5- Order Head legally paid a Million Dollars per each day committed and per each day in custody from 1973 forward.
- 6- Grant and Order all other relief Head prior demanded in State, Federal courts, tort and V.A. claims, in the past 31 years.
- 7- Order such other relief the law allows, that Head will except himself prose etc..

Signed, Joseph Marion Head Junior Reg. No.
7549-C56, 4-22- and 21-05

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change with some of my
feeding and see how

charges with responsibility, and
redressing our old business

Because of the village transfer of these areas to the State

of them in the past 31 years.

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General Description of Persons - Prisoners

2. Phyco-ma. 017432

Filed
JUL 17 1999

Lead, Alend. Center Doreen

22/20
N = 5 200.574

12-17549-056

017432
James M. Hoff
 No: United States Federal Judge - (Source)

United States District Court

Countdown May Suite 2300

Boston, Massachusetts, 02210

Legal Mail
4-22-05

*spent of the
...
what are ...
Head's
...
A system of Human Rights*

18 U.S.C. 4245(a) Right to
Object to transfer was not
afforded to inmate Head. Why?

United States Federal Judge - Taunton
United States District Court
United States District Suite 2300
Northorse Way Suite 02210
Taunton - Massachusetts

3206/01220

[illegible]